

LIBELED: On or about 4-5-56, Dist. New Jersey.

CHARGE: 402 (b) (1)—a valuable constituent, vitamin B₁, had been omitted or abstracted from the article while held for sale; and 403 (a)—the label statement "The Suggested Daily Adult Dose (2 Fl. Oz.) Will Afford: Vitamins B₁ (Thiamine Hydrochloride) ----- 6 mg." was false and misleading.

DISPOSITION: 5-7-56. Default—delivered to a local hospital after being re-labeled.

23247. Sheffield Hi-B tablets. (F. D. C. No. 38708. S. No. 26-326 M.)

QUANTITY: 346 btl., 100 tablets each, at Little Falls, Minn.

SHIPPED: 3-11-54, from Brooklyn, N. Y., by Robin Pharmacal Corp.

RESULTS OF INVESTIGATION: Analysis showed that the article contained less than 75 percent of the declared amount of vitamin B₁.

LIBELED: 11-22-55, Dist. Minn.

CHARGE: 402 (b) (1)—a valuable constituent, vitamin B₁, had been in part omitted or abstracted from the article while held for sale; and 403 (a)—the statement on the label of the article while held for sale, namely, "1 tablet with each meal and 1 at bedtime provides the following amounts of vitamins and minerals: Vitamin B-1 12 mg.," was false and misleading. 403 (j)—the article purported to be a food for special dietary purposes by reason of its vitamin and mineral content, and its label, when shipped, failed to bear, as required by the regulations, a statement of the proportion of the minimum daily requirements of vitamin B₁, vitamin B₂, iron, iodine, calcium, and phosphorus supplied by the article when consumed in a specified quantity during a period of 1 day; and, since the need in human nutrition for pantothenic acid, choline, biotin, manganese, cobalt, molybdenum, and zinc has not been established, its label failed also to bear the statement "The need for pantothenic acid, choline, biotin, manganese, cobalt, molybdenum, and zinc in human nutrition has not been established."

DISPOSITION: 1-5-56. Default—destruction.

23248. Calcios. (F. D. C. No. 38966. S. No. 24-955 M.)

QUANTITY: 164 cases, 24 jars each, at Seattle, Wash.

SHIPPED: During July 1952, from Greenvale, Long Island, N. Y.

LABEL IN PART: (Jar) "Calcios A diet supplement of young bone, marrow, protein, and essential minerals in colloidal form for better assimilation; calcium, cobalt, iron, magnesium, manganese, phosphorus, potassium, sodium, sulphur, and zinc. These elements are in trace amounts and with naturally occurring associated factors as found in young bone and marrow. Colloidal Health Products Inc. 1430 Ellicott Avenue West Seattle 99, Washington 2 1/4 Av. Oz. Spectographic analysis also shows present in trace amounts: barium, lithium, silicon, strontium, titanium, copper, boron."

RESULTS OF INVESTIGATION: The article was shipped in interstate commerce in bulk, and, after its receipt, was repackaged and relabeled by the consignee.

LIBELED: 3-1-56, W. Dist. Wash.

CHARGE: 403 (j)—the label of the article, while held for sale, failed to bear, as required by regulations, a statement of the proportion of the minimum daily requirements of calcium, iron, and phosphorus, and the quantities of cobalt, magnesium, manganese, potassium, sodium, sulfur, and zinc supplied

by the article when consumed in a specified quantity during a period of one day; and since the need in human nutrition for cobalt, manganese, and zinc has not been established, its label failed to bear the statement "The need for cobalt, manganese, and zinc in human nutrition has not been established."

DISPOSITION: 5-28-56. Consent—claimed by Colloidal Health Products, Inc., and relabeled.

MISCELLANEOUS FOODS

23249. Spudsaver-X. (F. D. C. No. 38519. S. Nos. 8-174 M, 10-226/8 M.)

INFORMATION FILED: 3-29-56, N. Dist. Ill., against Lois R. Schmidt, t/a Pittsburgh Chemical Laboratory, Pittsburgh, Pa., Time Chemical, Inc., t/a Federal Chemical Div., Chicago, Ill., and Seymour Baskin, president of Time Chemical, Inc.

SHIPPED: Between 8-6-54 and 1-25-55, from Illinois to Minnesota and Oklahoma.

LABEL IN PART: (Jars) "Spudsaver-X Crystalline-Anti-Oxidant Pittsburgh Chemical Laboratory 715 Penn Avenue-Pittsburgh 22, Pa. Net Contents—One Pound Spudsaver does not contain any Sodium Bisulfite. Ingredients Sodium Bicarbonate, Citric Acid, Ascorbic Acid, Sodium Benzoate [or "Net Contents—One Pound Active Ingredients, Citric Acid, Sodium Bicarbonate, Mono Sodium Phosphate, Ascorbic Acid"]"; (cans) "Spudsaver-X Crystalline-Anti-Oxidant 5 Pounds Net Pittsburgh Chemical Laboratory Pittsburgh, Pa., U. S. A. Spudsaver does not contain any Sodium Bisulfite. Ingredients Sodium Bicarbonate, Citric Acid, Ascorbic Acid, Sodium Benzoate."

CHARGE: 402 (b) (2)—a product consisting essentially of sodium bisulfite had been substituted for a product represented to contain sodium bicarbonate, ascorbic acid, citric acid, and sodium benzoate, or for a product represented to contain citric acid, monosodium phosphate, sodium bicarbonate, and ascorbic acid; and 403 (a)—the label statements "Ingredients Sodium Bicarbonate, Ascorbic Acid, Citric Acid, Sodium Benzoate," "Active Ingredients Citric Acid, Mono Sodium Phosphate, Sodium Bicarbonate, Ascorbic Acid," and "Spudsaver does not contain any Sodium Bisulfite" were false and misleading since the article consisted essentially of sodium bisulfite.

PLEA: Guilty.

DISPOSITION: 5-8-56. Schmidt fined \$750; corporation, \$200; and Baskin, \$175. Costs assessed generally against all defendants.

23250. Coal-tar colors. (F. D. C. No. 38187. S. Nos. 19-379/80 M.)

QUANTITY: 228 ½-fl. oz. btls. of "Seely's Liquid Color Red" and 132 ½-fl. oz. btls. of "Seely's Liquid Color Yellow" at Cincinnati, Ohio.

SHIPPED: 4-26-55, from Detroit, Mich., by Seely Mfg. Co.

LABEL IN PART: (Cartons) "Red Liquid Color * * * Seely's Contains F. D. C. Red No. 2 alcohol-glycerine-water This certified dye contained when packed 3% pure coal tar dye. * * * Part of Certified Lot No. 161 1B" and "Yellow Liquid Color * * * Seely's * * * Contains F. D. C. Yellow No. 5 alcohol-glycerine-water This certified dye contained when packed 4% coal tar dye * * * Part of Certified Lot No. 15518A"; (btls.) "Seely's Liquid Color Red Containing F. D. C. No. 2 Propylene-Glycol-Water This Certified Die Contained When Packed 3% Pure Coal Tar Die" and "Seely's Liquid Color Yellow Containing F. D. C. Yellow No. 5 Alcohol-Glycerine-